

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named
Inventor : Cung Ngoc Phan

Group Art Unit: 3625

Appln. No. : 09/736,554

Examiner: N. Rosen

Filed : December 13, 2000

For : SYSTEM AND METHOD FOR
DISTRIBUTING IN REAL-TIME,
INVENTORY DATA ACQUIRED FROM IN-
STORE POINT OF SALE TERMINALS

Docket No. : M61.12-0296

#6 DAE
RECEIVED

DEC 07 2004

OFFICE OF PETITIONS

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 C.F.R. § 1.137(b)**

Mail Stop Petition

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I HEREBY CERTIFY THAT THIS PAPER IS BEING SENT
BY U.S. MAIL, FIRST CLASS, TO THE COMMISSIONER
FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-
1450, THIS

30th DAY OF November, 20 04.
Deanne R. Langley
PATENT ATTORNEY

Sir:

The above-identified application became abandoned for failure to file a timely and proper response to the Office Action mailed on January 27, 2004, which set a three month period for response. The abandonment date of this application is April 28, 2004 (i.e., the day after the expiration of the period set for response plus any extension of time obtained therefor).

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

A grantable petition requires the following items:

- (1) Petition fee;
- (2) Proposed response and/or issue fee; and
- (3) Verified statement that the abandonment was unintentional.

Please find enclosed:

1. Petition Fee

Other than small entity fee \$1,370.00 (37 C.F.R. § 1.17(m)).

2. Proposed Response and/or Fee

The proposed response to the above-noted Office Action is enclosed herewith.

3. Verified Statement

The abandonment of this application was unintentional and any delay caused by the abandonment of the application was unintentional. The entire delay from the due date for filing the Response until this filing was unintentional.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

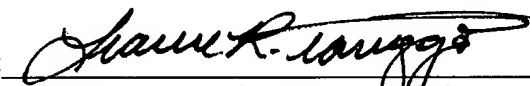
If any extension of time for the accompanying paper is required, Applicant requests that this be considered a petition therefor.

The Director is authorized to charge any fee deficiency required by this paper or credit any overpayment to Deposit Account No. 23-1123.

Respectfully submitted,

WESTMAN, CHAMPLIN & KELLY, P.A.

By:



Leanne R. Taveggia, Reg. No. 33,675

Suite 1600 - International Centre

900 Second Avenue South

Minneapolis, Minnesota 55402-3319

Phone: (612) 334-3222 Fax: (612) 334-3312

LRT/jme